REMARKS

Claims 1-23 are presently pending and stand rejected.

Claim 1 recites, among other limitations, "generating a concatenated video data stream comprising the first portion and the second portion". Examiner has indicted that Veltman discloses "receiving a first portion of the encoded video data stream and a second portion of the encoded video data stream (col. 30, ln. 21-27, Veltman discloses the first portion of the encoded video stream is received in element 42 and the second portion of the encoded video stream is received in element 52, wherein demultiplexer 44 receives the encoded video data stream), wherein the first portion and the second portion are parts of one encoded symbol in the encoded video data stream (col.30, ln. 21-27, Veltman discloses the both the first portion, ie., video input data, and the second portion, ie. video time stamp, are parts of one encoded symbol or code string of encoded video bitstream received by demultiplexer 44)…" Office Action at 2.

Examiner has also indicated that "Veltman does not specifically disclose generating a concatenated video data stream comprising the first portion and the second portion. … it would have been obvious to one of ordinary skill in the art to combine the teaches of Veltman and Nagai, as a whole, for accurately, efficiently decoding image data so as to preserve high image quality (Nagai, Col. 5, ln.28-33)." Office Action at 3.

Assignee respectfully traverses the rejection because Veltman teaches away from the modification proposed by Examiner. Examiner has noted that "Veltman discloses the first portion of the encoded video stream is received in

element 42 and the second portion of the encoded video stream is received in element 52, wherein demultiplexer 44 receives the encoded video data stream". Veltman, reference 44, 52 are shown below. Veltman also notes that "The video time stamps form the demultiplexer 41A are fed into the video time stamp buffer 52, the output of which is connected to the video time stamp processing module 55. The video time stamp processing module controls the timing of the decoding of the video stream by the video decoder 45." Col. 30, Lines 57-61.
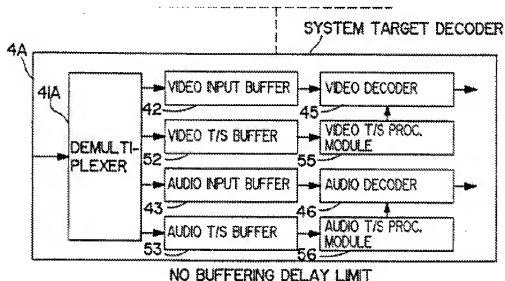

FIG. 21

Assignee respectfully submits that if Veltman were modified to include "generating a concatenated video data stream" and "decoding the concatenated video data stream", the "video time stamp processing module" would not be able to control "the timing of the decoding of the video stream by the video decoder 45". The foregoing teaches away from the proposed combination and would also change the principle operation of Veltman, contrary to MPEP 2143.01.

Accordingly, Assignee respectfully requests that

Examiner withdraw the rejection to claim 1, and dependent claims 2-5.

Claims 6 and 10 also recite, among other limitations, "concatenating the first portion and the second portion", and Examiner appears to read the foregoing limitations onto Veltman and Nagai in the same manner. Accordingly, Assignee respectfully traverses the rejection to claims 6 and 10 as well and requests that Examiner withdraw the rejection to these claims, as well as dependent claims 7-9, and 11-23.

CONCLUSION

For at least the foregoing reasons, Assignee respectfully submits that each of the pending claims are allowable and Examiner is respectfully requested to pass this case to issuance. The Commissioner is hereby authorized to charge additional fees or credit overpayments to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Dated: June 23, 2008   Respectfully submitted,

                                  Mirut Dalal
                                  Reg. No. 44,052
                                  Attorney for Applicants

McAndrews, Held & Malloy, Ltd.
500 West Madison Street
Chicago, Illinois 60661

Telephone: (312) 775-8000
Facsimile: (312) 775-8100